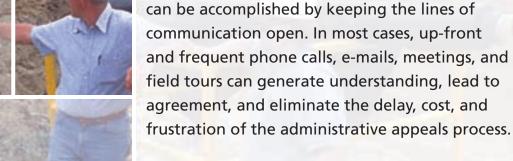


Chapter 7 – Appeals





Maintaining successful working relationships



Bureau of Land Management Administrative Relief

All actions and decisions of the Bureau of Land Management (BLM), related to the oil and gas program as governed by 43 CFR 3160 and all Onshore Oil and Gas Orders and Notices to Lessees (NTLs) are subject to State Director Reviews (SDRs), appeals, or both upon request.

SDRs are conducted according to 43 CFR 3165.3. Appeals are processed according to 43 CFR 3165.4. An SDR must be conducted before pursuing an appeal under this set of regulations. SDRs apply to decisions related to Application for Permit to Drill (APD) conditions of approval or stipulations, inspection and enforcement actions, and APD or Sundry Notices. SDRs and appeals must be filed in the appropriate office according to the regulatory timeframes prescribed.

Forest Service Appeals

Forest Service (FS) decisions approving use of National Forest System lands are subject to agency appeal procedures in accordance with 36 CFR 215 or 251. Decisions governing Surface Use Plan of

Operations (SUPO) and Special Use Authorization (SUA) approvals based on analysis, documentation, and other requirements of the National Environmental Policy Act (NEPA) are subject to agency appeal procedures under 36 CFR 215. Decisions solely affecting the business relationship between the FS and holders of written instruments regarding occupancy and use of National Forest System lands can be appealed by permit holders under 36 CFR part 251, subpart C, or under 36 CFR 215, but not under both regulations.

Appeals under either 36 CFR 215 or 251 must be filed within 45 days of the date of written notice of the decision being appealed. Generally, a response to appeals will be issued within 30 days following the close of the appeal period for appeals filed under 36 CFR 251, and within 45 days following the close of the appeal period for appeals filed under 36 CFR 215.

Bureau of Indian Affairs Appeals

Decisions of the Bureau of Indian Affairs (BIA) may be appealed under 25 CFR 2.



List of Commonly Used Abbreviations and Acronyms

ADT - Average Daily Traffic

APD - Application for Permit to Drill

BLM - Bureau of Land Management

BIA - Bureau of Indian Affairs

BMP - Best Management Practice

CA - Communitization Agreement

CERCLA - Comprehensive Environmental Response, Compensation, and Liability Act of 1980

CEQ - Council on Environmental Quality

CFR - Code of Federal Regulations

CMP - Corrugated Metal Pipe

COA - Condition of Approval

CWA - Clean Water Act

EPA - Environmental Protection Agency

ESA - Endangered Species Act

FAN - Final Abandonment Notice

FHA - Federal Highway Administration

FWS - Fish and Wildlife Service

FS - Forest Service

GCDB - Geographic Coordinate Data Base

MLA - Mineral Leasing Act

MMS - Minerals Management Service

NEPA - National Environmental Policy Act of 1969

NFS - National Forest System

NHPA - National Historic Preservation Act

NIA - Notice of Intent to Abandon

NOC - Notice of Completion

NOI - Notice of Intent

NOS - Notice of Staking

NSRS - National Spatial Reference System

NTL - Notice to Lessee (National, State, or District)

POD - Plan of Development

RMP - Resource Management Plan

ROD - Record of Decision

ROW - Right-of-Way

SARA - Superfund Amendments and Reauthorization Act of 1986

SDR - State Director Review

SHPO - State Historic Preservation Officer

SMA - Surface Management Agency, (includes only Federal agencies with land management responsibilities)

SN - Sundry Notice

SPCC - Spill Prevention, Control, and Countermeasure

SRA - Subsequent Report Plug and Abandon

SUA - Special Use Authorization

SUPO - Surface Use Plan of Operations

SWD - Salt Water Disposal

UA - Unit Agreement

USDA - United States Department of Agriculture

USDI - United States Department of the Interior

USGS - United States Geological Survey

